

## **II. REMARKS/ARGUMENTS**

### **A. General**

The application now contains 13 claims.

Claim 22 has been amended in order to better define the subject matter being claimed. Support for the amendment can be found in the specification as originally filed. No new matter has been added to the present application under the current amendment.

Claim 42 has been newly added.

No amendments have been made to claims 6, 11, 13-20 and 41 under the current voluntary amendment.

### **B. Acknowledgement of Allowance**

The Applicant gratefully acknowledges the Examiner's allowance of claims 6, 11, 13-20 and 41, as indicated in the Advisory Action of November 20, 2006.

### **C. Rejection of claim 22 under §35 USC 102**

In the Advisory Action of November 20, 2006, the Examiner continues to reject claim 22 under 35 USC 102(b) as being anticipated by U.S. Patent 5,916,307 (hereafter to be referred to as Piskiel).

In the response to the final Office Action dated September 5, 2006, the Applicant argued that Piskiel discloses re-transmitting a new *copy* of a request, which is a

*bit-for-bit identical copy* of a previously transmitted request. This is in no way the same thing as a newer version, as disclosed in independent claim 22.

In order to further distinguish the subject matter of the present application from the subject matter of Piskiel, independent claim 22 has been amended as follows:

A method of executing a set of incomplete tasks, comprising:

- (a) **removing an existing incomplete task from the set when a newer *non-identical* version of the existing incomplete task is added to the set;**
- (b) executing the remainder of the set of incomplete tasks;
- (c) wherein said removing is effected without completing said existing incomplete task.

The Applicant respectfully submits that Piskiel does not disclose, teach or suggest the above-emphasized limitation of independent claim 22. More specifically, Piskiel does not disclose a method of executing a set of incomplete tasks, wherein the method comprises "removing an *existing incomplete task* from the set when a *newer non-identical version* of the existing incomplete task is added to the set"[emphasis added].

As previously argued, Piskiel teaches having retransmissions of a request overwrite an *identical copy* of the request so as to avoid multiple executions of the same request. This new copy of the same request will be bit-for-bit identical. Hence it will not be a *non-identical* version, but a new copy of exactly the same identical request. Accordingly, the Applicant respectfully submits that Piskiel does not disclose, teach or suggest the above-emphasized limitation of independent claim 22.

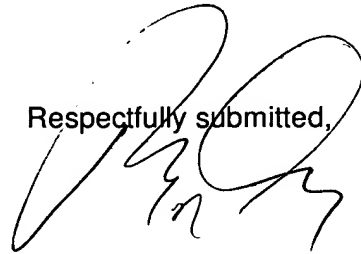
Accordingly, claim 22 as it now stands, is believed to be in allowable form, and the Examiner is respectfully requested to withdraw the rejection to this claim.

### III. CONCLUSION

In view of the above, it is respectfully submitted that all of claims 6, 11, 13-20, 22 and 41-42 are in condition for allowance. Reconsideration of the rejections and objections is requested. Allowance of claims 6, 11, 13-20, 22 and 41-42 at an early date is solicited.

If the claims of the application are not considered to be in full condition for allowance, for any reason, the Applicant respectfully requests the constructive assistance and suggestions of the Examiner in drafting one or more acceptable claims or in making constructive suggestions so that the application can be placed in allowable condition as soon as possible and without the need for further proceedings.

Respectfully submitted,



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Ralph A. Dowell  
Reg. No. 26,868  
Agent for the Applicant

DOWELL & DOWELL, P.C.  
2111 Eisenhower Avenue  
Suite 406  
Alexandria, Virginia 22314  
U.S.A.

Telephone: (703) 415-2555  
Facsimile: (703) 415-2559